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#12

Our Docket No: 3099P017

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application of: ) FEB 21 2002  
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                                    )  
                                   Britton                           OFFICE OF PETITIONS  
                                    )  
                                    )  
Serial No.: 09/412,993         ) DEPUTY A/C PATENTS  
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                                   )  
Filed: October 5, 1999         ) Art Unit: Not Yet Assigned  
                                    )  
                                    )  
For: PROVIDING AUDIENCE FLOW IN A PERSONAL     ) Examiner: Not Yet Assigned  
                                   TELEVISION DEVICE  
                                    )  
                                    )  
                                    )  
                                    )

**SUPPLEMENTAL RENEWED PETITION UNDER 37 CFR 1.137(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

As a supplement to the Renewed Petition Under 37 CFR 1.137(b) filed on December 19, 2001, the Applicant hereby additionally submits a STATEMENT BY PERSON HAVING FIRST HAND KNOWLEDGE THAT NONSIGNING INVENTOR WAS EMPLOYEE OR OTHERWISE OBLIGATED TO ENTITY WITH SUFFICIENT PROPRIETARY INTEREST WHEN INVENTION MADE to demonstrate a proprietary interest in the submit matter of the application in question. (See MPEP §409.03(b).)

§409.03(b).)

First Call Center Case Screening  
(12/17/01)

I hereby certify that I have read and understood the above information and that it is true and accurate to the best of my knowledge and belief.

Debbie Reloguin

Debbie Reloguin 1-15-02

**Charge our Deposit Account**

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: January 15, 2002

  
\_\_\_\_\_  
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12/20/2001 3:42 FAX 303 740 6962

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Patent

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FEB 21 2002

Britton

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

Serial No.: (9/412,993

Art Unit: Not Yet Assigned

Filed: October 5, 1999

Examiner: Not Yet Assigned

For: PROVIDING AUDIENCE FLOW IN A PERSONAL  
TELEVISION DEVICE

STATEMENT BY PERSON HAVING FIRST HAND KNOWLEDGE THAT  
NONSIGNING INVENTOR WAS EMPLOYEE OR OTHERWISE OBLIGATED  
TO ENTITY WITH SUFFICIENT PROPRIETARY INTEREST WHEN  
INVENTION MADE

I. I, ANTHONY WOOD, residing at 11 SOMERSET PL,

PALO ALTO, CA 94301,

make this statement in support of the STATEMENT ESTABLISHING  
PROPRIETARY INTEREST BY PERSON SIGNING ON BEHALF OF  
NONSIGNING INVENTOR in the above-referenced application, including  
the specification and claims, which I have read.

- II. I confirm that I have first hand knowledge that the omitted inventor, Mr. Layne Eritton, made the above-identified application while in the employ of REPLAYTV, INC. (hereinafter REPLAYTV), formerly a California corporation having had a principal place of business at 1945 Charleston Road, Mountain View, CA 94043 at the time that Mr. Britton was hired and employed with REPLAYTV; that REPLAYTV hired Mr. Britton in California; and that the invention to which the application in question relates was created by virtue of Mr. Britton's employment with REPLAYTV, and performed at least as part of Mr. Britton's duties under his employment with REPLAYTV.
- III. REPLAYTV, INC. was acquired by SONICBLUE INCORPORATED on August 1, 2000 (hereinafter SONICBLUE), a Delaware corporation, having a principal place of business at 2841 Mission College Blvd., Santa Clara, CA 95054. REPLAYTV, INC. is now a wholly-owned subsidiary of SONICBLUE having the same state of incorporation and same principal place of business as SONICBLUE.

Dated: 12-20-01

By: 

Anthony Wood